

PATENT  
Customer No. 22,852  
Attorney Docket No. 04853.0073-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**RECEIVED**

APR 12 2005

In re Application of: )  
)  
Hisashi SEMBA et al. ) Group Art Unit: 1651  
)  
Application No.: 09/870,821 ) Examiner: SAUCIER, Sandra E.  
)  
Filed: June 1, 2001 )  
)  
For: ENZYME REACTION METHOD ) Confirmation No.: 8411  
AND A METHOD FOR )  
ENZYMATICALLY PRODUCING )  
AN OPTICALLY ACTIVE )  
CYANOHYDRIN )

**OFFICE OF PETITIONS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed concurrently with the filing of a Request for Continued Examination in the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached. English translations of the abstracts of the non-English documents are enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

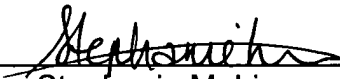
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: April 12, 2005

By:   
Stephanie M. Liva  
Reg. No. 54,278

IDS Form PTO/SB/08: Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>		
				Application Number	09/870,821	
				Filing Date	June 1, 2001	
				First Named Inventor	Hisashi SEMBA	
				Art Unit	1651	
Examiner Name	Sandra E. SANCHEZ	<b>RECEIVED</b>  <b>APR 12 2005</b>  <b>OFFICE OF PETITIONS</b>				
Attorney Docket Number	04853.0073-00000					
Sheet	1	of	1			

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-			
		US-			
		US-			

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		JP 03-287559	12-18-1991	TEIJIN LTD		Yes-Abstract only
		JP 04-342588	11-30-1992	MERRELL DOW PHARMACEUT INC		Yes-Abstract only

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		DOVE, S. ET AL., "7-Substituted-4-hydroxyquinoline-3-carboxylic Acids as Inhibitors of Dehydrogenase Enzymes and of the Respiration of Ehrlich Ascites Tumor Cells: Multivariate Analysis and Quantitative Structure-Activity Relationship for Polar Substituents, <i>J. Med. Chem.</i> , 1985, vol. 28, pp. 447-451, American Chemical Society.	
		Notice of Rejection dated March 8, 2005 in Japanese Application No. 2000-206130.	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.